

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

NOV 23 2015

JULIA C. DUDLEY, CLERK
BY: 
DEPUTY CLERK

HOWARD Z. GARNETT,

Petitioner,

v.

HAROLD CLARKE, DIRECTOR,

Respondent.

) CASE NO. 7:14CV00452
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ORDER

By: Hon. Glen E. Conrad
Chief United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

as follows:

1. The clerk **SHALL** reopen the case for consideration of petitioner's pro se motion to alter or amend the judgment under Rule 59(e) and related motions;
2. Petitioner's motion to amend his Rule 59(e) motion (ECF No. 19) and his motion to produce evidence in support of that amendment (ECF No. 26) are **DENIED**;
3. Petitioner's Rule 59(e) motion (ECF No. 15) is **DENIED**;
4. Because petitioner has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**; and
5. The clerk will close the case.

ENTER: This 23rd day of November, 2015.



Chief United States District Judge